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patent attorneys

June 5, 2006

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JUN 0 1 2005 &

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/574,129 for

ansen E. Averett

Date of Signature: June 5, 2006

A NOVEL SIRNA-BASED APPROACH TO TARGET THE

Alexandria, VA 22313-1450 on June 5, 2006.

HIF-α FACTOR FOR GENE THERAPY

Our Ref. No. 180/179 PCT/US

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

- 1. Information Disclosure Statement (2 pages);
- 2. Form PTO-1449 (2 pages) in duplicate;
- 3. Copies of cited references (4 references); and
- 4. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon.

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account No. <u>50-0426</u>.

Respectfully submitted,

JENKINS, WILSON, TAYLOR & HUNT, P.A.

Arles A. Taylor, Jr.

Registration No. 39,395

AAT/jea Enclosures

JenkinsWilson.com

Customer No: 25297

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**PATENT** 

Jansen E Averett
Date of Signature June 5, 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: LI ET AL.

Group Art Unit: unknown

Serial No.: 10/574,129

Examiner: unknown

Filed: March 31, 2006

Docket No.: 180/179 PCT/US

Confirmation No.: unknown

For: A NOVEL SIRNA-BASED APPROACH TO TARGET THE HIF-α FACTOR FOR

\* \* \* \* \* \* \* \* \* \* \* \*

**GENE THERAPY** 

**INFORMATION DISCLOSURE STATEMENT** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. 1.56, 1.97, and 1.98, applicants' undersigned attorney brings to the attention of the Patent and Trademark Office the documents listed on the attached Form PTO-1449. Copies of the references as well as Form PTO-1449 are attached hereto. This is not to be construed as a representation that a search has been made or that a reference is relevant merely because cited.

No fee under 37 C.F.R. Section 1.17(p) is due as the undersigned hereby certifies that each item of information contained in this statement was cited in a communication

Serial No.: 10/574,129

from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

Early passage of the subject application to issue is earnestly solicited.

Although it is believed that no fee is due, the Commissioner is hereby authorized to charge any fees associated with the filing of this Information Disclosure Statement to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS, WILSON, TAYLOR & HUNT, P.A.

Date: 06/05/2006

Arles A. Taylor, Jr.

Registration No. 39,395

AAT/jea

Enclosures

Customer No: 25297

PTO/SB/08a (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
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|-------|------------------------------|---------|-----|------------------------|----------------|--|
| 50    | bstitute for form 1449A/PTO  |         |     | Application Number     | 10/574,129     |  |
| 1     | NFORMATION DISC              | LOS     | URE | Filing Date            | March 31, 2006 |  |
| 9     | STATEMENT BY AP              | PLIC    | ANT | First Named Inventor   | Li et al.      |  |
|       |                              |         |     | Art Unit               |                |  |
|       | (Use as many sheets as nee   | essary) |     | Examiner Name          |                |  |
| Sheet | 1                            | of      | 2   | Attorney Docket Number | 180/179_PCT/US |  |

|                       | U.S. PATENT DOCUMENTS |   |                             |  |   |  |  |  |
|-----------------------|-----------------------|---|-----------------------------|--|---|--|--|--|
| F                     | 0:1-                  | Document Number                           | Publication Date MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |  |  |  |
| Examiner<br>Initials* | Cite<br>No.1          | Number - Kind Code <sup>2 (f known)</sup> |                             |  |   |  |  |  |
| /AD/                  | 1                     | US-2003/0003092 A1                        | 01-02-2003                  | KRISSANSEN ET AL.                                  |   |  |  |  |
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|                       |                       | US-                                       |                             |  |   |  |  |  |
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| FOREIGN PATENT DOCUMENTS              |                                       |   |                                |  |   |    |  |  |
|---------------------------------------|---------------------------------------|---|--------------------------------|--|---|----|--|--|
| Examiner Initials*                    | Cite<br>No.                           | Foreign Patent Document  Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> ) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant Figures Appear | T⁵ |  |  |
| /AB/                                  | 2                                     | WO 02/083184 A2   | 10-24-2002                     | Optis France S.A.                                  |   |    |  |  |
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|-----------|--------------------|------------|------------|---|
| Examiner  | /Amy Day you are / | Date       | 03/12/2008 |   |
| Signature | /Amy Bowman/       | Considered | 00/12/2000 |   |

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Translation is attached.

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PTO/SB/08b (08-03)
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| Substitute for form 1449B/PTO                             |               |      |       | Complete if Known      |                |  |
|---|---------------|------|-------|------------------------|----------------|--|
|   |               |      |       | Application Number     | 10/574,129     |  |
| INF   | ORMATION DISC | cios | URF   | Filing Date            | March 31, 2006 |  |
| STATEMENT BY APPLICANT  (Use as many sheets as necessary) |               |      |       | First Named Inventor   | Li et al.      |  |
|   |               |      | MIN I | Art Unit               |                |  |
|   |               |      |       | Examiner Name          |                |  |
| Sheet   | 2             | of   | 2     | Attorney Docket Number | 180/179_PCT/US |  |

| NON PATENT LITERATURE DOCUMENTS |             |   |                |  |  |  |
|---------------------------------|-------------|---|----------------|--|--|--|
| Examiner Initials*              | Cite<br>No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |  |  |  |
| /AB/                            | 3           | INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY, corresponding to PCT application no. PCT/US2004/032710 dated April 13, 2006.   |                |  |  |  |
| /AB/                            | 4           | WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY, corresponding to PCT application no. PCT/US04/32710 dated November 15, 2005.  |                |  |  |  |
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|                                 |             |   |                |  |  |  |

| Examiner  | /Amy Bowman/ | Date       | 03/12/2008 |
|-----------|--------------|------------|------------|
| Signature |              | Considered |            |

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). \*Applicant is to place a check mark here if English language Translation is attached.

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